

## Mississippi Secretary of State

## ADMINISTRATIVE PROCEDURES NOTICE FILING

|  |                        |   |                                  |              |
|--|------------------------|---|----------------------------------|--------------|
| AGENCY NAME<br>Mississippi Public Service Commission |                        | CONTACT PERSON<br>Katherine Collier   | TELEPHONE NUMBER<br>601.961.5405 |              |
| ADDRESS<br>P.O. Box 1174                             |                        | CITY<br>Jackson   | STATE<br>MS                      | ZIP<br>39215 |
| EMAIL<br>Katherine.Collier@psc.ms.gov                | SUBMIT DATE<br>8/26/19 | Name or number of rule(s):<br>Title 39, Part 1, Public Utilities Rules of Practice and Procedure, Chapter 29:<br>Integrated Resource Planning and Reporting |                                  |              |

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The proposed Rule, as amended, combines long term utility resource planning with the planning and implementation of energy efficiency programs and other annual energy delivery efforts. The Commission determined that an Economic Impact Statement should be prepared for this Rule amendment; therefore, the Rule (System No. 24170) is being resubmitted for publication in the Administrative Bulletin along with SOS Form 002 – Concise Summary of Economic Impact Statement

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. § 77-3-45

List all rules repealed, amended, or suspended by the proposed rule: Proposed Amendment to Public Utilities Rules of Practice and Procedure, Chapter 29: Conservation and Energy Efficiency Programs

## ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: \_\_\_\_\_ Time: \_\_\_\_\_ Place: \_\_\_\_\_

☒ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

## ECONOMIC IMPACT STATEMENT:

☐ Economic impact statement not required for this rule. ☒ Concise summary of economic impact statement attached.

| TEMPORARY RULES  | PROPOSED ACTION ON RULES  | FINAL ACTION ON RULES  |
|--|---|--|
| <input type="checkbox"/> Original filing<br><input type="checkbox"/> Renewal of effectiveness<br>To be in effect in _____ days<br>Effective date:<br><input type="checkbox"/> Immediately upon filing<br><input type="checkbox"/> Other (specify): _____ | Action proposed:<br><input type="checkbox"/> New rule(s)<br><input checked="" type="checkbox"/> Amendment to existing rule(s)<br><input type="checkbox"/> Repeal of existing rule(s)<br><input type="checkbox"/> Adoption by reference<br>Proposed final effective date:<br><input checked="" type="checkbox"/> 30 days after filing<br><input type="checkbox"/> Other (specify): _____ | Date Proposed Rule Filed: _____<br>Action taken:<br><input type="checkbox"/> Adopted with no changes in text<br><input type="checkbox"/> Adopted with changes<br><input type="checkbox"/> Adopted by reference<br><input type="checkbox"/> Withdrawn<br><input type="checkbox"/> Repeal adopted as proposed<br>Effective date:<br><input type="checkbox"/> 30 days after filing<br><input type="checkbox"/> Other (specify): _____ |

Printed name and Title of person authorized to file rules: Katherine Collier, Executive Secretary

Signature of person authorized to file rules: 

| OFFICIAL FILING STAMP  | DO NOT WRITE BELOW THIS LINE<br>OFFICIAL FILING STAMP   | OFFICIAL FILING STAMP  |
|------------------------|---|------------------------|
| Accepted for filing by | <br>Accepted for filing by<br>#24374  | Accepted for filing by |

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.



DELBERT HOSEMAN  
*Secretary of State*

### CONCISE SUMMARY OF ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. This is a Concise Summary of the Economic Impact Statement which must be filed with the Secretary of State's Office.

|   |                                     |   |
|---|-------------------------------------|---|
| AGENCY NAME<br>Mississippi Public Service Commission  | CONTACT PERSON<br>Katherine Collier | TELEPHONE NUMBER<br>601.961.5405  |
| ADDRESS<br>P.O. Box 1174  | CITY<br>Jackson                     | STATE<br>MS   |
| EMAIL<br><a href="mailto:Katherine.Collier@psc.ms.gov">Katherine.Collier@psc.ms.gov</a>   | ZIP<br>39215                        |   |
| DESCRIPTIVE TITLE OF PROPOSED RULE<br>Title 39, Part 1, Public Utilities Rules of Practice and Procedure, Chapter 29:<br>Integrated Resource Planning and Reporting |                                     |   |
| Specific Legal Authority Authorizing the promulgation of Rule:<br>Miss. Code Ann. § 77-3-45   |                                     | Reference to Rules repealed, amended or suspended by the Proposed Rule:<br>Public Utilities Rules of Practice and Procedure, Chapter 29:<br>Conservation and Energy Efficiency Programs |

#### A. Estimated Costs and Benefits

1. Briefly summarize the benefits that may result from this regulation and who will benefit: The rule may provide financial benefit to businesses, contractors and workers from Mississippi.
2. Briefly describe the need for the proposed rule: The Rule is needed to provide transparent planning information to stakeholders.
3. Briefly describe the effect the proposed action will have on the public health, safety, and welfare:  
The Rule may provide for public health, safety and welfare of businesses, contractors and workers from Mississippi.
4. Estimated Cost of implementing proposed action:
  - a. To the agency  
☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
  - b. To other state or local government entities  
☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
5. Estimated Cost and/or economic benefit to all persons directly affected by the proposed rule:
  - c. Cost:  
☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
  - d. Economic Benefit:  
☐ Nothing ☒ Minimal ☐ Moderate ☐ Substantial ☐ Excessive

6. Estimated impact on small businesses:

☐ Nothing ☒ Minimal ☐ Moderate ☐ Substantial ☐ Excessive

a. Estimate of the number of small businesses subject to the proposed regulation:

0

b. Projected costs for small businesses to comply: 0

c. Statement of probable effect on impacted small businesses: There may be a favorable impact on small businesses to the extent that their electricity costs are controlled.

7. The cost of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):

☐ substantially less than ☐ moderately less than ☐ minimally less than  
☒ the same as ☐ minimally more than ☐ moderately more than  
☐ substantially more than ☐ excessively more than

8. The benefit of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):

☐ substantially less than ☐ moderately less than ☐ minimally less than  
☐ the same as ☐ minimally more than ☐ moderately more than  
☒ substantially more than ☐ excessively more than

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B. Reasonable Alternative Methods

1. Other than adopting this rule, are there less costly or less intrusive methods for achieving the purpose of the proposed rule?

☐ yes ☒ no

2. If yes, please briefly describe available, reasonable alternative(s) and the reasons for rejecting those alternatives in favor of the proposed rule. (Please see §25-43-4.104 for factors you must consider.) N/A

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C. Data and Methodology

1. Please briefly describe the data and methodology you used in making the estimates required by this form. The Commission already has an existing energy efficiency rule. The changes in Rule 29 related to energy efficiency pertain to provision/ongoing monitoring of energy efficiency program costs. Regarding IRP/long-term planning, the utilities have informed the Commission that they already conduct IRP/long-term planning internally.


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D. Public Notice

1. Where, when, and how may someone present their views on the proposed rule and request an oral proceeding on the proposed rule if one is not already scheduled? A formal, public rulemaking proceeding before the Commission has been opened under Docket No. 2018-AD-64. The comment period remains open at this point and a hearing has not yet been scheduled.

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SIGNATURE



TITLE

Executive Secretary

DATE

August 26, 2019

PROPOSED EFFECTIVE DATE OF  
RULE 30 days after filing